

Title 30: Professions and Occupations

Part 2830 Practice of Nursing

Part 2830 Chapter 1: Functions of the Registered Nurse

Rule 1.1 Accountability. The RN shall be responsible and accountable for:

- A. Making decisions that are based upon knowledge, competency, experience and the use of the nursing process;
- B. Knowledge of and compliance with the laws and regulations governing the practice of nursing in Mississippi;
- C. Practicing within the scope of practice as established by the board and according to generally accepted standards of practice.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 1.2 Accountability for Quality of Nursing Care. The RN shall be held accountable for the quality of nursing care given to patients. This includes:

- A. Providing for nursing leadership in the planning for and provision of nursing care to patients for whom responsibility has been accepted;
- B. Giving individualized nursing care and respecting the rights of the patient according to the needs or assigning these functions to others in accordance with the educational preparedness, experience, credentials, competence, physical and emotional ability to complete the task of the staff. Respecting the rights of the patient includes but is not limited to:
 - 1) Conducting practice without discrimination on the basis of age, race, religion, sex, sexual preference, national origin, disability or disease;
 - 2) Respecting the dignity and rights of patients regardless of social or economic status, personal attributes or nature of health problems;
 - 3) Respecting the patient's right to privacy by protecting confidential information unless obligated by law to disclose the information;
 - 4) Respecting the rights of patients by protecting the patient from abuse, inflicted by self or others, neglect or exploitation; and
 - 5) Respecting the property of patients, family, significant others, and the employer.
- C. Directing, supervising and evaluating nursing practice; applying nursing knowledge, administrative techniques and teaching principles toward the ultimate goal, excellence in patient care and promotion of good health practices;
- D. Recognizing the abilities and potentialities of all nursing personnel and providing supervision, management and training to each individual in the attainment of optimum performance;
- E. Obtaining instruction and supervision as necessary when implementing nursing techniques or practices;
- F. Assessing the patient's needs, formulating a nursing diagnosis, planning for, implementing and evaluating the nursing care in the promotion and the maintenance of health of each patient for whom responsibility has been accepted;

- G. Organizing, administering and supervising the implementation and evaluation of a written nursing care plan for each patient for whom responsibility has been accepted.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 1.3 Supervision and Delegation. The RN shall be held accountable for the quality of nursing care given by self or others being supervised. The registered nurse:

- A. May:
 - 1) Assign specific nursing duties and/or patient treatments to other qualified personnel based on educational preparation, experience, knowledge credentials, competency, and physical and emotional ability to perform the duties.
 - 2) Assign duties of administration of patient medications to other licensed nurses only (either a RN or LPN, or one authorized by a temporary permit to practice) except as set out in *Mississippi Board of Nursing Rules and Regulations, Part 2860*.
- B. Shall:
 - 1) Appraise the care given by the licensed nursing staff and auxiliary workers under the licensee's direction and shall give guidance and assistance as needed;
 - 2) Be responsible for the clinical nursing record which reflects the patient's nursing care and progress. The nurse may delegate any or all of the recording of care given and the observations made to assistants who rendered the service.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 1.4 Communication. The RN shall be responsible and accountable for communicating patient response to nursing interventions to other members of the health team.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Part 2830 Chapter 2: Functions of the Licensed Practical Nurse

Rule 2.1 LPN Supervision The LPN gives nursing care under the direction of the RN, licensed physician or licensed dentist which does not require the specialized skill, judgment and knowledge required of a RN.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 2.2 Responsibility. The LPN shall be responsible for:

- A. Knowledge of and compliance with the laws and regulations governing the practice of nursing in the State of Mississippi;
- B. Practicing within the scope of practice as established by the board and according to generally accepted standards of practice.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 2.3 Supervision. The LPN shall not be supervised by unlicensed personnel.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 2.4 Provision of Care. The LPN performs the following functions in any area of the health care facility: Assist the RN in the planning, implementation and evaluation of nursing care by:

- A. Respecting the rights of the patient which includes but is not limited to:
 - 1) Conducting practice without discrimination on the basis of age, race, religion, sex, sexual preference, national origin, disability or disease;
 - 2) Respecting the dignity and rights of patients regardless of social or economic status, personal attributes or nature of health problems;
 - 3) Respecting the patient's right to privacy by protecting confidential information unless obligated by law to disclose the information;
 - 4) Respecting the rights of patients by not intentionally or negligently causing or allowing others to physically, sexually, emotionally or verbally abuse a patient; and
 - 5) Respecting the property of patients, family, significant others and the employer.
- B. Providing for the emotional and physical comfort of patients;
- C. Observing, recording and reporting to the appropriate person the signs and symptoms which may be indicative of change in the patient's condition. The LPN shall not perform nursing assessments on patients.
- D. Performing nursing procedures for which the LPN has the necessary degree of skill and judgment;
- E. Assisting with the rehabilitation of patients according to the patient's care plan.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 2.5 Charge Nurse. LPNs may assume "charge nurse" responsibilities:

- A. In nursing situations where rapid change is not anticipated and supervision is provided by a RN who is physically on the premises where the patient is having nursing care provided.
- B. In long-term units if RN supervision is available at all times for consultation.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Rule 2.6 Shall Not Function as Director of Nursing. The LPN shall not function as a director of nursing or in a supervisory capacity over other licensed nurses.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).

Part 2830 Chapter 3. Declaratory Rulings/Position Statements

Rule 3.1 Position Statement. Any person substantially affected by a statute, rule or order may petition the board for a declaratory ruling/position statement with respect to the validity of a rule or the applicability to any person, property or state of facts of any rule or statute enforceable by it or with respect to the meaning and scope of any order of the board.

- A. The petition shall be in writing and shall include:
 - 1) The name and address of the petitioner.

- 2) A statement of facts sufficient to show that the person seeking relief is substantially affected by the rule.
 - 3) The rule, statute or order and the specific facts upon which an opinion is requested.
- B. Each request will be forwarded to the appropriate division of the board's office. A written response will be provided to each request in accordance with statutory requirements.
- C. Circumstances in which rulings shall not be issued include but are not necessarily limited to:
- 1) Lack of jurisdiction.
 - 2) Lack of clarity of the issue presented.
 - 3) No clear answer determinable.
 - 4) Litigation has been filed or prosecution has begun.

Source: *Miss. Code Ann.* § 73-15-17 (1972, as amended).